

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/660,543
Applicant : David C. Fischer
Filed : September 12, 2003
For: METHOD AND DEVICE FOR MEASURING ANGULAR
OR LINEAR DISPLACEMENT
TC/A.U. : 2859
Examiner : Tania C. Courson

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

RESPONSE

Sir:

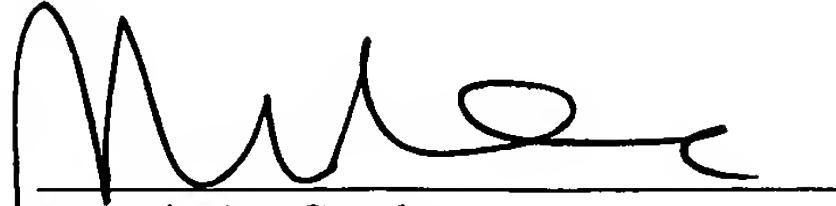
This is in response to the Office Notice of Non-Compliant Amendment of November 10, 2005, with regard to the RCE filed in the above-identified application.

As background, applicant on October 31, 2005 filed an RCE for this application. Along with the RCE applicant filed a copy of an amendment ("First Amendment") that had previously been filed on June 29, 2005 in response to a final rejection. In response to that amendment, the Examiner on July 15, 2005 issued a Notice of Non-Compliant Amendment since the amendment had not properly described the previously cancelled claims 6,7 and 14 and 15. In response to that Notice, applicant, on July 19, 2005, filed a "Corrected Compliant Amendment") which corrected the informalities present in the original "First" amendment.

As noted, it was the "First", non-compliant amendment that was filed inadvertently with the RCE rather than the "Second" compliant amendment. That error was cited in the November 10, 2005 Notice of Non-Compliant Amendment. To correct this oversight, applicant encloses herewith a copy of the "Second" compliant amendment that is intended to replace in this RCE the previously filed copy of the non-compliant "First" amendment. Applicant's representative apologizes for his prior oversight.

Applicant's representative does not fully understand the Notice of Improper Request for RCE in which item 3 is checked. The RCE was accompanied by a reply, albeit non-compliant but now in compliance, to a final Office action. The RCE is believed now to be in proper form.

Respectfully submitted.

A handwritten signature in black ink, appearing to read 'M. Gordon', written over a horizontal line.

Dated: November 16, 2005

Marvin N. Gordon
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FILE

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CORRECTED COMPLIANT AMENDMENT

Sir:

In response to the Office Action of May 17, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of the claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.